UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

ITV DIRECT, INC.,) Civil Action No. 04-CV-10421-JLT
Plaintiff,)
v.)
HEALTHY SOLUTIONS, L.L.C., et al.,)
Defendants.)
CAPPSEALS, INC.,	
Plaintiff-in-Intervention,)
v.)
HEALTHY SOLUTIONS, L.L.C., d/b/a DIRECT BUSINESS CONCEPTS; ITV DIRECT, INC.; and DIRECT FULFILLMENT, LLC,))))
Intervenor-Defendants.)

Please enter the appearance of Scott A. Silverman on behalf of Plaintiff-in- Intervention Cappseals, Inc.

Respectfully submitted, CAPPSEALS, INC. By its attorneys,

/s/ Scott A. Silverman_

Daniel J. Kelly BBO# 553926 dkelly@ghlaw.com Scott A. Silverman, BBO #638087 ssilverman@ghlaw.com Gadsby Hannah LLP 225 Franklin Street Boston, MA 02110 (617) 345-7000

DATED: February 3, 2005

CERTIFICATE OF SERVICE

I hereby certify that true and accurate copies of my Notice of Appearance was served on the foregoing attorneys of record pursuant to Fed. R. Civ. P. 5 as follows:

Via electronic notification:

Peter S. Brooks pbrooks@seyfarth.com

Susan W. Gelwick sgelwick@seyfarth.com

Dustin F. Hecker <u>dhecker@pbl.com</u>

Christopher F. Robertson <u>crobertson@seyfarth.com</u>

Via First Class Mail, postage prepaid:

Becky Christensen O'CONNOR CHRISTENSEN & MCLAUGHLIN LLP 384 Forest Avenue, Suite 16 Laguna Beach, CA 92651-2132

/s/ Scott A. Silverman

Daniel J. Kelly BBO# 553926

dkelly@ghlaw.com

Scott A. Silverman, BBO #638087

ssilverman@ghlaw.com Gadsby Hannah LLP 225 Franklin Street Boston, MA 02110

DATED: February 3, 2005